

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

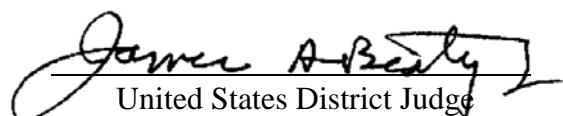
IVORY JOE TISDALE,)
Petitioner,)
v.) 1:06CV00359
THEODIS BECK,)
Respondent.)

J-U-D-G-M-E-N-T

The Recommendation of the United States Magistrate Judge was filed with the court in accordance with 28 U.S.C. § 636(b) and, on April 20, 2006, was served on the parties in this action. No objections were filed within the time limits prescribed by § 636.

The court hereby adopts the Magistrate Judge's Recommendation.

IT IS THEREFORE ORDERED AND ADJUDGED that this action be, and is hereby, dismissed without prejudice to Petitioner seeking to amend his pending petition.



United States District Judge

Date: June 9, 2006